

Louisiana Local Coastal Programs

Periodic Review

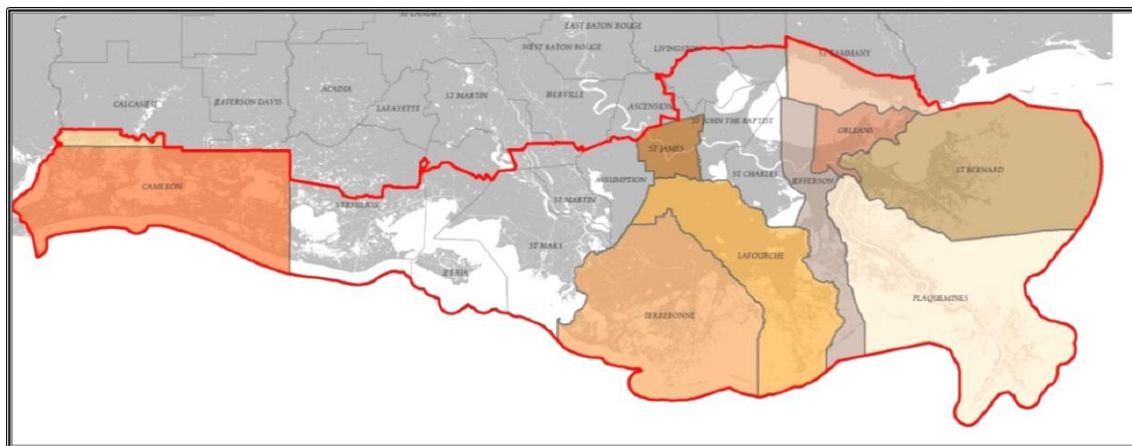
July 1, 2012 to June 30, 2014

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INTRODUCTION

The state and federally approved Louisiana Coastal Resources Program (LCRP) includes ten (10) approved parish Local Coastal Management Programs. Parishes with state and federally approved programs include: Calcasieu, Cameron, Jefferson, Lafourche, Orleans, Plaquemines, St. Bernard, St. James, St. Tammany and Terrebonne. The Interagency Affairs section of the Interagency Affairs and Field Services Division (IAFSD) of the Office of Coastal Management (OCM) of the Louisiana Department of Natural Resources (LDNR) has conducted a periodic review of the ten Louisiana Local Coastal Programs (LCPs) for the time period of July 1, 2012 to June 30, 2014.

Per L.A.C. 43:I.725.F, a periodic review of each program is required at least every two years. The periodic review includes an analysis of existing parish coastal zone management (CZM) ordinances and other coastal zone regulations, coastal use permitting procedures and processes, and other information pertinent to the approved parish programs. The purpose of the periodic review process is threefold:

1. to ensure that the local program operation remains consistent with the federally approved state program,
2. to ensure that the local program is operating in such a manner as to achieve the objectives spelled out in the parish LCP Programmatic document, and
3. to help the State and the parish to further improve in their missions to effectively manage the state's and parishes' coastal resources.

REVIEW METHODOLOGY

The periodic review process for each LCP consisted of the following components:

- Several items were audited for each parish: previous periodic review findings; contract files and deliverables for each individual parish program; database queries of local concern applications for each parish to ascertain specific parish determination decisions, types and extent of various habitat impacts, and the appropriate mitigation assessments; samples of the individual parish's permit files; possible enforcement or after-the-fact permits; parish ordinances and protocols; and any other changes or improvements implemented during the current review period.
- IA staff inquired of other OCM's section staff and additional private, local, state and federal natural resources stakeholders as to whether or not any concerns regarding the LCPs needed to be addressed.
- IA requested that each LCP submit a report prior to the review date detailing program administration, permitting issues, program and contract documentation, interagency coordination, and if the parish had any requests or comments to the state program.
- Public notices announcing the time and place for the individual parish meetings were published by the parishes. Public meetings were held at all ten LCP parish offices, and were attended by representatives of the parish LCP and two or more OCM Staff, including: Donald Haydel, Charles

Reulet, Sara Krupa and/or Jon Truxillo. OCM presented the findings of the audit processes and asked questions regarding the LCP procedure of the LCP personnel at the meeting. The forum of these meeting allowed for public participation and attendance; however, there were no public attendees at any of the ten meetings for this review period.

- The findings of this periodic review report are forwarded to the LCPs. In addition, they are forwarded to NOAA as part of OCM's regular reporting process.

GENERAL DISCUSSION

All parish programs were found to be consistent with the state program and their respective LCP program documents. Appropriate and correct mitigation assessment remains a priority. The parishes, with state program assistance, perform assessments and calculations of mitigation compensation for habitat impacts, as well as, prepare the proper documentation that is vital for the state to remain in compliance with the state and federal requirements of the Louisiana Coastal Wetlands Conservation Plan, the State Legislative Report and other local, state and federal reporting requirements. OCM works with the parishes to ensure the proper mitigation sequencing procedures of avoidance and minimization are implemented as essential objectives of the compensatory mitigation process. Each of the ten parishes continues to be highly receptive towards individualized training in mitigation assessments.

Topics that were discussed with all parish programs included: recommendations made during the last periodic review; parish program administration; parish program enforceable policies; parish permit review processes, protocols, and efficiencies; parish specific permitting issues; parish coordination with other local, state and federal government agencies; future training opportunities and other current coastal management issues such as: coastal community resiliency, nonpoint source pollution control, clean and resilient marina programs, and coastal restoration and enhancement projects.

GENERAL FINDINGS

The ten parish LCPs were found to be consistent with and effective in achieving the objectives of the state and the local programs.

All ten parish programs:

- Follow the state enforceable policies and their parish documents and ordinances when processing local concern permits,
- Assess appropriate mitigation, OCM staff assists in the assessments.
- Continue to improve their violation investigation and permit condition monitoring protocols, and
- Continue to improve on their permitting authorization and application review protocols, as well as, protocols for withdrawal of applications and placing applications on hold for more information.

Two parish LCPs were found to need Necessary Action Items:

- Calcasieu Parish must publish final permit determinations in the official parish journal.
- Terrebonne Parish must take the proper care to ensure quality control of their parish's permit application and authorization data submission. OCM will carefully monitor adherence to this item and will develop additional corrective procedures should it evidence as necessary.

Two parishes LCPs were found to need Recommended Action Items:

- Jefferson Parish
 - Ensure that initial code sheets are provided to OCM in a timely manner.
 - Ensure that they correctly utilize the proposed, submitted, and issued disturbed acres impacted fields on the habitat impact code sheet to document acres avoided, minimized and/or saved during the application review process.
- St. Bernard Parish
 - Should continue to improve on supplying adequate documentation to the state on both contract deliverables and application and authorization data.
 - Should continue coordination with OCM in order to ensure their program is effective and consistent with its program document and the state program.

All ten parishes were advised of pending protocols and procedures changes:

- OCM will develop and implement a new process for field inspections and field inspection follow ups for one growing season conditions that include a standardized form and photographs to be applied across all ten parish programs.
- OCM will continue to develop Basis of Decision Documentation assistance guidance for the LCPs to ensure they have proper file documentation of Basis of Decision Documents.
- OCM will develop standardized nonpoint source pollution prevention permit conditions for the LCP to include as conditions in their local permits.
- OCM will soon implement an improved, more efficient, data submission procedure that incorporate electronic document submission and achieves reduction in paper use and mail costs.

Individual Parish Reviews

Calcasieu Parish

The Calcasieu Parish periodic review meeting was held October 29, 2014 in Lake Charles, Louisiana. Representing Calcasieu Parish were the Calcasieu CZM Administrator, Ms. Laurie Cormier and Ms. Kelly B. Fontenot, CPA, CFE, Business, Compliance and Fraud Analyst, of the Finance Department. Sara Krupa and Jon Truxillo represented OCM. There were no public comments received by the parish or OCM and no members of the public in attendance.

Action Items from Previous Periodic Review 2010/2012

OCM had no required action items from the previous periodic review period. OCM again congratulated Calcasieu on running an excellent Local Coastal Program.

Parish Requests

Calcasieu LCP requested that the state program continue to provide information on resiliency, smart growth and impacts from relative sea level rise and climate change. The Parish and OCM also agreed that it would be beneficial to schedule a joint field trip to the Calcasieu marinas that have not been enlisted into the Louisiana Clean Marina Program and invite them to participate.

Program Administration

The operation of the Calcasieu LCP during the 2012/2014 review period was consistent with and effective in achieving its program objectives. Calcasieu Parish is running an excellent local coastal program. Calcasieu LCP expressed that they are completely satisfied with OCM's assistance in all areas of program operation that they have requested.

Ms. Pam Mattingly retired from the Calcasieu Parish Police Jury in January 2014. Ms. Kelly Fontenot took over in Ms. Mattingly's position as supervisor over Ms. Laurie T. Cormier. Ms. Cormier is the Coastal Zone Administrator and utilizes 40% of her time for the Calcasieu Parish Police Jury as the Coastal Zone Administrator. Ms. Cormier dedicates the remaining 60% of her time to serving as a Hazard Mitigation Consultant. The LCP Advisory Committee consists of the Planning and Zoning Board, which meets once a month to discuss coastal issues. The administrator works closely with the board to provide guidance. Ms. Cormier has done an exceptional job and is in full compliance with all contract deliverables and local coastal program requirements.

Program Processes and Permit Issues

The Calcasieu LCP was consistent with and effective in achieving its program objectives. The parish uses the program document and the guidelines when making permit decisions. There were two mitigation assessments performed with the state's assistance this period; however, one applicant withdrew the application rather than incur the assessed mitigation expense. Calcasieu promulgated one new coastal ordinance. The parish adopted a one foot freeboard ordinance on residential structures which will have positive effects to local coastal management and will increase the parish's coastal resiliency. Calcasieu provided a copy of the ordinance to OCM. The process for monitoring permit activity is done through periodic site inspections. If needed the parish will comment on a state concern application and has been satisfied with the state's responses. There were no issues with the LDNR or other local, state or federal agencies that are negatively impacting the activities or success of the parish LCP program.

Local coastal use permit review is performed by the planning and development office. The Calcasieu LCP has found there to be no problem areas since the last periodic review. All local concern applications that are determined to be CUP's are placed on a 30 day public comment period. Final permit determinations are published on the parish web site for the public to view, but are not published in the parish journal.

Necessary Action Item: Final permit determinations must be published in the official parish journal. Calcasieu LCP has stated they will comply.

The parish has a mechanism in place to flag when inspections are due on permits with a one year growing season mitigation condition by placing notification on the outlook calendar to be a re-occurring item in the outlook calendar. Nonpoint source pollution prevention BMP's are incorporated into the local permits and impacts are minimized and avoided during the permitting review process. This is reflected in the disturbed acres proposed, disturbed acres submitted and disturbed acres issued fields of the impacted habitat form code sheet. The parish has begun a process for including a Basis of Decision Document in the permit files. The parish has submitted excellent permit documentation, conservation plan reporting and contract deliverables, all in a very timely manner.

Quarterly Meetings and Additional Items

Calcasieu Parish has been represented at all quarterly meetings. Ms. Cormier is very active in the program as evidenced by her attendance at the quarterly meetings, various training programs and workshops offered by IA. Topics suggested for future meetings are more conferences that involve state, local and federal agencies learning together like the regional Gulf State Coastal Management Programs as well as the National Estuary Research Reserve (NERR) Conference, which Louisiana hosted in Slidell in 2014. Other possible topics of interest were resiliency, smart growth, and climate change. The parish has one marina, the Bow Tie Marina, participating in the Louisiana Clean Marina Program. The parish would like to see the Bridge Point Yacht Club participate in the LA Clean Marina Program. OCM will work with the LCP regarding Bridge Point Yacht Club participation in the Louisiana Clean Marina Program.

Permit Decisions

Calcasieu Parish's permit decisions have been consistent with the state program and its programmatic document. Calcasieu Parish is following the coastal use guidelines and the Calcasieu document when permitting applications for activities in the parish. Calcasieu performed proper assessment for two applications with potential mitigation this period and had no state referred enforcement issues. Calcasieu is running a very admirable program and Ms. Cormier is to be commended for her prompt response to state requests, attention to detail, and overall enthusiastic attitude regarding coastal management efforts.

Cameron Parish

The Cameron Parish review was held on October 28, 2014 in Cameron, Louisiana. Parish personnel present included Mr. Myles Hebert, Certified Building Official and Floodplain Administrator; and Ms. Kara Bonsall, Coastal Management Administrator. Sara Krupa and Jon Truxillo represented OCM at the meeting. There were no public comments received by the parish or OCM and no members of the public in attendance.

Action Items from Previous Periodic Review 2010/2012

OCM had no required action items from the previous periodic review period. OCM again congratulated Cameron on running an excellent Local Coastal Program.

Parish Requests

Cameron Parish expressed they are satisfied with state assistance. Cameron Parish requested an electronic copy of an OCM mitigation presentation that was given at the previous LCP quarterly meeting. Parish personnel also expressed they would like to see electronic submission of code sheet protocols established.

Program Administration

The operation of the Cameron LCP during the 2012/2014 review period was consistent with and effective in achieving its program objectives. Kara Bonsall is the Cameron Parish Coastal Zone Administrator. Her job consist of overseeing the program and attending various meetings concerning coastal and wetland issues. Ms. Bonsall makes determinations on LCUP applications, whether it is Exempt, No Direct and Significant Impact (NDSI), General Permit, CUP, etc.; fills out all CZM code sheets; calculates and assigns mitigation when necessary; and performs on-site permit checking. Ms. Bonsall's other job duties consist of issuing development permits, 911 addressing, violation letters, and explaining FEMA regulations. She also inputs all building inspections that are performed through-out the parish.

Mr. Myles Hebert assists the Coastal Zone Administrator with violations that may occur which includes performing on-site inspections and works closely with Kara and OCM Field Biologist, Kaili Mills, on various permit concerns. Mr. Hebert also assists in the mitigation assessments when necessary and attends various meetings concerning coastal and wetland issues. Mr. Hebert is the Certified Building Official and Floodplain Administrator for the parish which consists of performing all building inspections through-out the parish; this requires attending various schools for maintaining continuing education credits. He also assists with development permits, violations, condemnations, and explains FEMA requirements.

Cameron Parish has a Coastal Zone Management Committee. The Committee consists of the six Drainage Districts, the Coastal Restoration Committee, and the Police Jury. Copies of all state and local concern applications are mailed to the Coastal Zone Management Committee for approval or comments. All information from this committee is sent back to the Local Coastal Use Program.

Program Processes and Permit Issues

The Cameron Parish Coastal Zone Management Program amended the Coastal Zone Management Ordinance relating to activities on chenier ridges , other natural ridges and similar landforms classified as critical protective landforms as part of a joint Cameron LCP/OCM 309 five year strategy this period. A copy of this amended ordinance was provided to NOAA as part of our grant performance reporting. OCM and Cameron Parish achieved additional protections for Cameron's chenier ridges and other critical protective landforms which serve as their first line of defense from gulf storms and the related storm surge. This project increases resiliency and storm protection in Cameron Parish.

The Cameron Parish Coastal Zone Management Program also developed cards for each applicant to complete and mail in notifying Cameron Parish Coastal Zone Management Program of their project start date and when it is expected to be complete. The parish sends comments on state concern permits very often. The parish feels that the state does adequately address the parish goals, policies, and

objectives when reviewing state concern applications. The Cameron Parish Coastal Zone Management Program does not have any issues with the U.S. Army Corps of Engineers (COE), LDNR or other agencies that are negatively impacting the activities or success of the LCP.

The Cameron Parish OCM provides for a 25-day public comment period on local concern applications under review by placing a public notice in the official parish journal. All Police Jury minutes are published in this official parish journal and these include notices of permit authorizations. Copies of all local concern public notices are mailed to OCM. The Cameron Parish OCM formatted blue note cards to be mailed with permits for applicants to fill out showing the start date for work to commence. Cameron Parish has implemented a calendar notification system for the one year growing season mitigation conditions. Once the activity is permitted it is inputted into the calendar notification system that will automatically notify the coastal zone administrator when the one year growing season inspection has approached. Sediment Filters are utilized for nonpoint source pollution in local permits as a special condition. Cameron Parish attempts to minimize or avoid adverse impacts during the permitting review process and this is reflected on the impacted habitat code sheet. Cameron Parish has also begun including a Basis of Decision Document for the permit file. Cameron Parish has submitted excellent permit documentation, conservation plan reporting and contract deliverables in a timely manner.

Quarterly Meetings and Additional Items

Cameron Parish has been represented at all quarterly meetings. Ms. Bonsall and Mr. Hebert are very active in the program, as evidenced by their attendance at the quarterly meetings, various training programs and workshops offered by OCM. Cameron did not have any suggested topics for future quarterly meetings. The Cameron Parish Coastal Zone Management Program sees OCM to be a great source of information and assistance and finds no particular areas needing change. Cameron Parish currently has no marinas participating in the Louisiana Clean Marina Program; however, Cameron did provide names and addresses of specific marinas they would like to see approached to join the program.

Permit Decisions

Cameron Parish's permit decisions have been consistent with the state program and its programmatic document. Cameron Parish is using the coastal use guidelines and the Cameron Parish Program Document when permitting applications for activities in the parish. Cameron assigned mitigation to two authorizations and one year growing season waiting conditions on seven authorizations this review period. Cameron did not have any state referred enforcement actions this period. Cameron is running a very admirable program. Ms. Bonsall and Mr. Hebert should be commended both for their expertise and professionalism and for their high quality of program operation.

Jefferson Parish

The Jefferson Parish review was held on November 18, 2014 in Marrero Louisiana. Mr. Jason Smith, Coastal Programs Supervisor, Ms. Katherine Costanza, Assistant Director and Ms. Lily Zhou, Environmental Technician: Jefferson Department of Environmental Affairs represented the parish. Sara

Krupa and Jon Truxillo represented OCM at the meeting. There were no public comments received and no members of the public attended the meeting.

Action Items from Previous Periodic Review 2010/2012

In the previous review period, Jefferson Parish was cautioned that the program will need to provide a better supply of adequate documentation and data reporting to the state on both contract deliverables and application authorization data in a timelier manner. During this reporting period, Jefferson Parish greatly improved in the timely submission of contract deliverables; however, there could be additional improvement in the timely submission of the initial code sheets required when a permit application is first transferred to the parish as a local concern.

Recommended Action Item: Jefferson Parish should always submit code sheets, especially the initial code sheets, in a timely manner.

Parish Requests

Jefferson Parish is very satisfied with the state program's assistance. They feel the OCM local program section and mitigation section staff, as well as, the OCM area field biologist are very accommodating. OCM staff is quick to respond to correspondence; any questions; and provide assistance when needed. OCM staff act professionally and offer assistance and training when requested. Jefferson Parish believes that the OCM program should continue to address current state and federal mitigation regulations with the U.S. Army Corps of Engineers so that there is an in-lieu-fee system that benefits applicants in Jefferson Parish. OCM obtained full federal approval of the State's in-lieu-fee mitigation system this report period.

Jefferson had the following comments regarding current compensatory mitigation options: "The in lieu mitigation fee system does not benefit Jefferson Parish. Stringent regulations, funding, risk, knowledge and the unavailability of land suitable to create and/or enhance wetland habitat prevent individual mitigation projects in Jefferson Parish. If suitable lands for wetland creation and/or enhancement were available for individual mitigation projects, the applicant would be responsible for developing and maintaining these lands for 50 years for forested wetland habitat and 20 years for marsh habitat. In addition, current mitigation regulations are not flexible. For example, the "Act of God" condition written in the state coastal program requires landowners to reestablish any wetland mitigation areas that have sustained damage from storm events. Take into consideration that the landowners are required to maintain these lands for 50 years for forested wetlands and 20 years for marsh. Jefferson feels this makes it extremely risky for anyone to take the endeavor."

OCM is aware of Jefferson comments; however, OCM is one of several agencies that oversee compensatory mitigation requirements, has incomplete authority in the matter, and has to balance the concerns of numerous state and federal mitigation partners.

Program Administration

Jefferson's LCP is running an appropriate program. The operation of the Jefferson LCP during the 2012/2014 review period was consistent with and effective in achieving its program objectives. There

have been some changes in program administration. Lily Zhou, Environmental Quality Technician II, Coastal Division started working in the Jefferson Parish Local Coastal Program directly under the Coastal Programs Supervisor, Jason Smith, as of August 2012. Ms. Zhou's duties within the LCP primarily include field investigations of State and Local Concern Coastal Use Permits, drafting of findings and determinations of such LCUPs for review by the Coastal Programs Supervisor and the Director of the Department of the Environmental Affairs (DEA), and for final determination by the LCP Administrator. Ms. Zhou has also begun to digitize older hard copies of Local Concern CUP files into an electronic database. In addition, Ms. Zhou has created an input and output Wetland Value Assessment (WVA) calculation spreadsheet. Other responsibilities include processing of the parish environmental and infrastructure review applications; processing parish seismic permits; assisting with preparation and implementation of coastal restoration grants/projects; investigating nuisance wildlife complaints; and drafting resolutions to go before the Jefferson Parish Council for projects requiring approval by the Louisiana State Land Office.

The Local Coastal Program is implemented by the Coastal Zone Management Program (CZMP) Administrator John Uhl, and three positions within the Parish Department of Environmental Affairs (DEA). The Administrator is appointed annually by the Jefferson Parish Council. The LCP Administrator is assisted by the DEA through the Department Director, Marnie Winter; a Coastal Programs Supervisor, Jason Smith; and an Environmental Quality Technician, Lily Zhou who performs all reconnaissance and review activities and makes recommendations on permit activities. The latter two positions are devoted full time to the Coastal Program, which includes coastal restoration activities as well as coastal zone management. A consulting firm is under contract to provide wetland and permitting assistance. Recommendations from the Coastal Programs Supervisor are forwarded to the DEA Director for comment and review, and then on to the LCP Administrator for final permit decision. The Coastal Programs Supervisor is responsible for assisting permit applicants through the permitting process, conducting field investigations, attending geologic review meetings, and preparing all the necessary paperwork. The Director's responsibilities include reviewing the work and progress of the Coastal Programs Supervisor. An Administrative Assistant helps with grant reporting and tracking.

The DEA Director is responsible for managing the DEA and overseeing all the staff and programs within the Department: Solid Waste Management; Sewerage and Industrial Compliance; Local Coastal Program; Storm Water Program; Mosquito Control; Rodent Control; Special Projects and many other responsibilities as directed by the Parish Administration and Council. The Coastal Programs Supervisor coordinates the Christmas Tree Project; serves as the Jefferson Parish Marine Fisheries Board Coordinator and attends to all of the boards business; coordinates coastal outreach activities by participating at festivals/conferences/special meetings; coordinates and assists with wetland vegetation plantings; assists with coastal program dedications/ceremonies; attends various meetings/conferences for the department; conducts citizen complaint investigations; participates in clean-ups and performs various work as directed by the Director/Assistant Director.

The Jefferson LCP does not have a Coastal Zone Management Committee. However, acting in an advisory capacity, both the Director and Coastal Programs Supervisor make recommendations, which are provided in a comment and recommendation report that is submitted to the Administrator for final

review for all local and state permit applications. During the processing of each permit, the parish contacts numerous local, state and federal agencies to gather information and comments prior to sending to the Administrator. The Administrator reviews each application, along with comments from the DEA, and makes a final determination. Jefferson continues to make the program more efficient by keeping in close contact with the OCM and the COE.

Program Processes and Permit Issues

No new ordinances pertinent to the Local Coastal Program were adopted this review period. Jefferson is reviewing their Local Coastal Program Programmatic Document and focusing on how the parish may be able to include wetlands zoning into the document. Because of delays brought about by Hurricanes Gustav and Ike; also the lingering impacts from Hurricanes Katrina and Rita and Isaac; and the BP Deepwater Horizon Oil Spill, it is too early in the review process to determine what changes may be made.

Several field investigations are conducted quarterly for those applications requiring further attention, while monitoring continues until proposed projects are completed as specified under the conditions stated in their permit. As part of the monitoring process, routine field surveys are conducted in Jefferson Parish. Field investigations are conducted on an as-needed basis. Most often, field investigations are carried out when the proposed project involves wetland impacts, dredging in waterways, and projects that are located in sensitive areas, including the Mississippi River batture area.

The Jefferson LCP provides comments when needed to OCM concerning state concerns. Public notices are published in official journal of the parish notifying the public that they have 25 days to provide comments to the LCP on those activities deemed a local concern; activities that may impact wetlands; projects involving dredging in waterways; and/or activities that are controversial. A public notice is also copied to OCM, so that it is distributed to the various agencies for review. Jefferson Parish also follows proper public notice procedures on permits.

To date, Jefferson has no mechanism in place to flag when inspections are due on permits with a one year growing season mitigation condition. It is rare that this condition has been used in a Jefferson local concern permit. With the digitization of current CUPs, they will include a field in the database called "Inspections" for those cases with a one year growing season mitigation condition or other follow-up needs and query the database weekly for upcoming inspections. It is rare for the LCP to issue pre and post aerial photography as a condition for one year growing seasons, but will incorporate it if determined necessary. OCM's new developing procedure for field inspections and follow up field inspections should assist in resolving any future issues with regards to field inspections and one year growing season re-inspections.

The Jefferson LCP takes the initiative to prevent permit applicants from beginning projects prior to obtaining a Coastal Use Permit. With the assistance of the Jefferson Parish Department of Inspection and Code Enforcement, a person cannot obtain a building permit prior to obtaining the proper permits from the COE and the LCP. The Code Enforcement Department provides a checklist of names and agencies for the applicant to contact, which insures that the individual obtains all the proper permits.

This procedure has significantly reduced the number of enforcement actions, therefore reducing the number of After-the-Fact Permits.

The Jefferson LCP makes every attempt to avoid, and/or minimize adverse wetland impacts. In addition, they encourage planting trees and shrubs to create buffers between the project site and the adjacent properties. They discuss with applicants the need to avoid adverse impacts when first contacted to assist with filling out an application and make every attempt to avoid/reduce impacts prior to the applicant filling out the application. The applicant is made aware of the high cost of mitigation and the importance of wetlands. Because this is done prior to the review process, the disturbed acres proposed, submitted have not been reflected in the code sheets.

Recommended Action Item: Jefferson Parish also should ensure that they utilizes the proposed, submitted, and issued disturbed acres impacted fields on the habitat impact code sheet to document acres avoided, minimized and/or saved during the application review process.

Jefferson LCP does include a Basis of Decision Document in the recent permit files, and welcomes further OCM assistance. There have been some ongoing permit applications that have been problematic. Activities include applicants constructing projects without obtaining the proper permits and ending up in the court system. Other activities include the U.S. Army Corps of Engineers not agreeing on mitigation with the applicant following After-The-Fact activities.

As previously stated, last review period there were some problems with the timeliness of invoices and reports. In addition, there was lack of attention to the proper submission of code sheet data for state and federal reporting. Jefferson has shown some progress in correcting these deficiencies this review period. Jefferson Parish LCP has made a commitment to the OCM to continue to improve on the timeliness of its program deliverables.

Recommended Action Item: Jefferson Parish should ensure that initial code sheets are provided to OCM in a timely manner.

Quarterly Meetings and Additional Items

A representative from the Jefferson Parish Local Coastal Management Program has been in attendance at all the quarterly meetings this period. The Coastal Programs Supervisor, Jason Smith provided presentations on the annual Jefferson Parish Christmas Tree Marsh Restoration Project and Bayou Segnette Cypress Plantings Project. Jefferson suggests the following topics of discussion at the upcoming Local Coastal Programs quarterly meetings: provide a workshop/demonstration on mitigation assessment.

Jefferson has found the LCP handbook to be especially helpful when administering mitigation and obtaining the necessary forms. However, they suggest adding additional examples pertaining to the issuance of mitigation/permit application correspondence, as well as more code sheet examples. There are currently no marinas in Jefferson Parish participating in the Louisiana Clean Marina Program. Jefferson Parish has only a few marinas which are still dealing with damages from many recent

hurricanes, along with ever increasing insurance costs. They are amenable to OCM approaching these marinas to see if they would join the Louisiana Clean Marina Program.

Permit Decisions

Jefferson Parish's permit decisions have been consistent with the state program and its programmatic document. Jefferson Parish followed the coastal use guidelines and the Jefferson document when permitting applications for activities in the parish and assigned the proper compensatory mitigation for one permit this review period. Jefferson had no state referred enforcement issues this periodic review period. Jefferson is running a creditable program.

Lafourche Parish

The Lafourche Parish review was held on November 5, 2014 in Mathews, Louisiana. Mr. Archie Chaisson, Lafourche Parish Administrator, and Ms. Amanda Voisin, Coastal Permits Manager, represented the parish. Mr. Donald Haydel, Ms. Sara Krupa and Mr. Jon Truxillo represented OCM. There were no members of the public in attendance. OCM received one written comment on the Lafourche LCP program. A member of the public commented that Lafourche was not holding consistent Lafourche Parish Coastal Management Advisory Committee (CMAC) Meetings and had several empty committee seats. Upon investigation however this statement was overstated. The CMAC had cancelled one meeting and had one vacant seat due to retirement that was promptly filled this review period.

Action Items from Previous Periodic Review 2010/2012

OCM had no required action items from the previous periodic review period. OCM again congratulated Lafourche on running an excellent Local Coastal Program.

Parish Requests

Lafourche Parish expressed they are satisfied with state assistance and the only requests were for nonpoint source pollution prevention permit conditions and Louisiana Clean Marina Program certification assistance. Lafourche stated that assistance with any help, questions, concerns, etc. that was needed from the Local Coastal Program was readily available from the state and no specific actions or changes would be recommended. In addition, specific recommended items from the last periodic review were addressed within the current review period, including ensuring all local CUP applications go through the public comment period when necessary, addressing objections to CUP applications, and continually coordinating with any agencies that have issues that need to be addressed or are stakeholders in the natural resources stewardship process. This review period Lafourche LCP also requested that OCM staff attend a parish CMAC meeting and give a presentation on least damaging methods of installing pipelines in wetlands habitats. OCM staff attended and gave presentation at the next scheduled meeting.

Program Administration

The Lafourche LCP is consistent with and effective in achieving the objectives of the state program and its own LCP document as state and federally approved. The office administration had a couple of changes since the last periodic review. Mr. Archie Chaisson, formerly the CZM Administrator, was

promoted to Lafourche Parish Administrator in January 2013. Ms. Amanda Voisin was hired as CZM Permit Coordinator in September 2012. Ms. Voisin's duties include reviews, processing, making recommendation for issuance of local Coastal Use Permits and managing the local coastal program. Ms. Voisin also conducts the field investigations for the LCP. The parish has an advisory committee; the advisory committee comments on both state and local concern applications. Final authorization authority resides with Mr. Chaisson who is still holds the official CZM Administrator title in addition to being Lafourche Parish Administrator.

Program Processes and Permit Issues

All Local concern applications that are determined to be CUPs are placed on 30 day public comment period, and are all final permit determinations published in the official parish journal. One growing season notifications are set as reminders in the outlook calendar system. At the current time, coastal nonpoint source pollution issues are not specifically addressed; however, the parish would like for OCM to provide general permit condition assistance. Minimization and avoiding adverse impacts are taken into consideration when processing local CUPs, however, most applications received during this review period that resulted in adverse impacts were after-the-fact permits. Due to the nature of after-the-fact permits, the parish was not able to apply this practice of minimization and avoidance to the permitting process. However, any applicable measures taken to minimize and avoid adverse impacts would be reflected in disturbed acres proposed, disturbed acres submitted and disturbed acres issued fields of the impacted habitat form code sheet. OCM can assist with further training in this process.

Lafourche is working on getting a process in place for the Basis of Decision Document, and appreciates the assistance that has already been provided by OCM. There have been some permits that have resulted in excessive processing times. Some reasons that caused these excessive processing times include objections from agencies directly impacted by the proposed project that took time to resolve, coordination of mitigation impacts with the Corps, and not receiving timely responses from the applicant to requests for information. All appropriate documentation was provided to IA on local permit decisions and contract deliverables in an exemplary manner.

Quarterly Meetings and Additional Items

Lafourche had representation at all quarterly meetings this period and had no suggestions for future topics. Lafourche states that, related to the day-to-day processing of LCUPs they have received much guidance on mitigation and continue to receive assistance or information on particular subjects when requested. The parish has an agreement with Ducks Unlimited, a group that received monies through the CPRA Coastal Restoration Partnership Fund in 2013. These monies will be partnered with local and private funds to create marsh in the Golden Meadow Area. They also have a separate agreement in place with Ducks Unlimited and ConocoPhillips for the creation of a Terrace Field in Eastern Galliano. This terrace field is approximately 30 acres and they plan to expand on that in 2015. Moran's Marina on Grand Isle participates in the Louisiana Clean Marina Program. Lafourche will receive further guidance and assistance on how to get more Lafourche Parish owned Marinas into this program as they requested.

Permit Decisions

Lafourche Parish's permit decisions have been consistent with the state program and its programmatic document. Lafourche correctly assessed mitigation for two permits this period and conducted field investigations for five enforcement issues that were referred by the state program. Lafourche is running a first-rate and very effective local coastal program. Ms. Voisin rapidly picked up the required knowledge and expertise to run an effective program and Mr. Chaisson has contributed valuable experience and mentorship. They are both to be commended for their program's operation.

Orleans Parish

The Orleans Parish periodic review meeting was held November 12, 2014 in New Orleans, Louisiana at the Orleans Parish Coastal Management Office. Mr. Ron Harper, Coastal Program Coordinator represented Orleans Parish. Sara Krupa and Jon Truxillo represented OCM. There were no public comments received and no members of the public at the meeting.

Action Items from Previous Periodic Review 2010/2012

OCM had one required action items from the previous periodic review period. Orleans Parish needed to be sure and to have representation at all quarterly meetings. Orleans Parish fulfilled the required action item during this review period. OCM congratulated Orleans on running a commendable Local Coastal Program.

Parish Requests

The City of New Orleans stated they have received exemplary assistance from the OCM. This assistance includes joint on-site visits and communication with permit applicants, as well as, coordination with the City on best management practices. New Orleans wished to embark on a path to establish their LCP as the premier program in the nation. New Orleans expressed that they wished to explore creation of a parish mitigation bank and would desire OCM assistance. New Orleans LCP also expressed a desire to see more information and classes on coastal resiliency.

Program Administration

The operation of the Orleans LCP during the 2012/2014 review period was consistent with and effective in achieving its program objectives. Mr. Charles E. Allen III, Advisor and Director, Coastal and Environmental Affairs left the City of New Orleans' employ this review period. He turned complete operations of the program over to Mr. Harper. Mr. Harper had previously co-operated the program with Mr. Allen. Mr. Harper reviews permit applications, advises applicants, coordinates with State and Federal officials, and issues determinations. Mr. Harper's other duties include policy coordination on environmental issues and environmental program management. Mr. Harper is now assisted by Mr. Tim Allen, who is also a Coastal Program Coordinator. The Orleans' program has developed an advisory committee that serves in a consultative and scientific advisory capacity. The committee meets infrequently however.

Program Processes and Permit Issues

Orleans Parish's permit protocols and decisions have been consistent with the state program and its programmatic document. Orleans Parish follows proper public notice procedures on applications and permits. The parish has never had to condition any permits with one growing season conditions but is prepared to do so. OCM's new field investigation and documentation protocols will assist with this. Orleans is satisfied with the notification that OCM gives regarding uses of state concerns in the parish. Orleans feels there are provided sufficient avenues available to have any parish issues addressed by the state. They have found the state to be very responsive to parish concerns. There are no specific cases where Orleans' concerns were inadequately addressed and no issues with other state or federal agencies negatively impacted the program's success. Orleans is prepared to properly document the minimization and avoidance of habitat impact acres when the need arises. Orleans would like additional assistance developing basis of decision documentation. There have been no problematic permits, state referred enforcement issues, or permits with impacts to vegetated wetlands this review period.

Orleans Parish works closely with the LA Department of Natural Resources, LA Department of Environmental Quality, LA Coastal Protection and Restoration Authority, and the US Army Corps of Engineers and all Coastal Use Permit holders to resolve any application issues that may arise. Periodic site visits are made at parish discretion. Violators are reported to the Corps in order to process a Cease and Desist Order. Appropriate actions are then taken in the aftermath. Orleans is satisfied with the LCP electronic handbook. Orleans Parish does condition its permits with nonpoint source pollution BMPs and conducts periodic inspections to insure compliance with these and other permits' conditions.

Quarterly Meetings and Additional Items

Orleans Parish has had representation at this period's quarterly meetings. The parish would like to see additional discussion of appropriate means of avoiding impacts from permitted activities, coastal community resiliency, additional grant opportunities and proper assigning and conducting mitigation assessments at future quarterly meetings. Orleans LCP and the Sewer and Water Board are working on joint wetland assimilation projects. Orleans has three marinas in the Louisiana Clean Marina Program and is amenable to certifying more.

Permit Decisions

Orleans Parish's permit decisions have been consistent with its programmatic document and the state program. Orleans Parish is following the coastal use guidelines and the parish LCP document when permitting applications for activities in the parish. Orleans is operating a high-quality coastal program.

Plaquemines Parish

The Plaquemines Parish periodic review meeting was held on October 15, 2014 in Belle Chasse, Louisiana. Ms. Albertine Kimble, Local Coastal Program Manager of the Plaquemines Parish Local Coastal Program (LCP) represented the parish. Charles Reulet, Sara Krupa and Jon Truxillo attended from OCM. There were no members of the public in attendance and no public comments were received.

Action Items from Previous Periodic Review 2010/2012

OCM had no required action items from the previous periodic review period. OCM congratulated Plaquemines on running an outstanding Local Coastal Program. The 2010/2012 periodic review pointed out many areas where the Plaquemines Program excelled.

Parish Requests

Ms. Kimble states that she is particularly satisfied with the state OCM's assistance. Plaquemines Parish Government has an outstanding working relationship with the personnel from the OCM. The OCM has always provided the parish with guidance, support, knowledge and caring people to help the parish. Plaquemines Parish did express that they would be contented to see a stronger enforcement process at the state level. Enforcement matters can become problematic at the parish level if political considerations become involved and a strong state program can provide an important back-up mechanism. Plaquemines appreciates the assistance provided by OCM when local concern enforcement issues become problematic. Plaquemines is also developing a parish mitigation bank and has asked OCM for comments and assistance. Plaquemines appreciates the OCM's efforts in increasing coastal resiliency in Louisiana parishes.

Program Administration

Plaquemines Parish LCP has operated successfully this review period, though for a short time the parish asked the state to take over permitting operations due to a hurricane event in 2012. The Plaquemines LCP is an excellent program, administered under the state guidelines and consistent with and effective in achieving the objectives of the state program and its own LCP document as state and federally approved. The operation of the Plaquemines LCP during the 2012/2014 review period was consistent with and effective in achieving its program objectives. This review period included a state approval of the update and modernization of the Plaquemines LCP operating documents.

Mr. P.J. Hahn, Coastal Restoration Director, reports directly to the Parish President. Mr. Hahn is responsible for managing all efforts relating to coastal restoration programs at local, state and national levels. Mr. Hahn supervises Ms. Kimble who is responsible for managing the regulatory side of coastal protection and development. Ms. Kimble coordinates closely with the Louisiana Department of Natural Resources and the Plaquemines Parish permit office to ensure that compliance with local, state and federal laws regarding permitted activities within the coastal zone are enforced. Other job duties include coordinating the Coastal Zone Advisory Committee meetings; traveling for LCP quarterly meetings, CWPPRA and other coastal meetings; and conducting regular field work to investigate permit applications and enforcement issues.

The Plaquemines Parish Government Local Coastal Program was operating normally from July 1, 2012 until August 29, 2012, the day Hurricane Isaac hit this parish. This hurricane flooded the upper east bank from Carlisle to Braithwaite. It also flooded the west bank from Alliance to West-Pointe a la Hache and the Grand Bayou community outside of the levee protection. All of this damage was caused by a category one hurricane. While the parish was in recovery from Hurricane Isaac, the state was asked to temporarily take over administering the program.

The LCP office moved from the east bank to a new location on the west bank at 333 F. Edward Herbert, Building 500, Belle Chasse, LA 70037. It was suggested by the OCM at the last review that all resources could benefit from being in closer proximity, and it took one more hurricane for that to happen.

The Coastal Zone Advisory Committee has remained at eleven members, with no changes to representation. This board reviews all local coastal permit applications, makes comments on impacts to wetlands, and makes recommendations on issuance or denial of the permits. The final decision on all coastal use permits is made by the Plaquemines Parish Council. The CZM program was established thusly in the original document and remains unchanged in the updated LCP document.

Program Processes and Permit Issues

Ms. Kimble responded to the discussion points supplied by IA and gave a good representation of the workings of the program. All parish permit decisions have been consistent with the state program and the programmatic document. All CUPs are placed on 25 days public notice and final permit determinations are also published in the official parish journal. Plaquemines assessed impacts and assigned the appropriate mitigation for one authorization this report period.

Plaquemines LCP follows proper procedure to minimize and avoid adverse impacts during the permitting review process. Ms. Kimble is very proactive in minimizing impacts through the sequencing process of avoidance, minimization and compensatory mitigation. This is properly reflected in the disturbed acres proposed; disturbed acres submitted and disturbed acres issued fields of the impacted habitat code sheets. All permits issued for a one year growing season are photographed with ground and/or aerial photography both pre and post permit period. The site is then revisited after one growing season for an inspection. Also included in the files of all permits are before and after photos. Ms. Kimble leads the Louisiana parish coastal programs in the formulation and implementation of this procedure and serves as the model for the new OCM protocols being developed for application across all 10 coastal programs. This review period Ms. Kimble again re-inspected a troublesome after-the-fact permit site from last period and required that the applicant re-grade and do plantings as the site still had not re-vegetated naturally after multiple growing seasons.

The CZM committee does not generally comment on state concerns; for significant permit activities, the OCM and/or the Plaquemines Office of Coastal Management will advertise public meetings near the vicinity of the activity that the citizens of Plaquemines Parish may voice their opinions. OCM assisted the parish with a controversial land fill permit denial this report period, including assisting at just such a public meeting held in the parish. Ms. Kimble is including basis of decision documentation in the permit files.

One permitting issue that has proved problematic is excavation activities done without permits. Most applicants when approached by the state's field investigator are willing to then apply for a permit, but this process is timely. One such after the fact authorization from last period was successfully resolved as discussed above. All contract deliverables, permit documentation and conservation plan reporting are well prepared and submitted by the parish in an exemplary manner. Plaquemines properly assigned

mitigation for one permit this review period and required plantings on another. Plaquemines had no state referred enforcement issues this period.

Quarterly Meetings and Additional Items

Ms. Kimble attends all meetings and training classes sponsored by IA and actively participates. Ms. Kimble suggested as a topic of discussion: the Local Coastal Program Managers' role in enforcement and fines. Plaquemines Parish also is involved with working with the Corp of engineers with the beneficial use program. The parish is presently in the process of acquiring state oyster leases to deposit dredged material from Baptiste Collette for beneficial use. The parish is proud to have its newest clean marina, Venice Marina, in the program. As soon as possible, they would like to add the Port Eads Marina facility to this list to support the clean marina program. That would bring Plaquemines' approved Louisiana Clean Marinas to four.

Permit Decisions

Plaquemines Parish's permit decisions have been consistent with its programmatic document and the state program. Plaquemines Parish has made tremendous effort and progress in addressing all concerns involved in running a highly successful coastal management program. Plaquemines correctly assessed and assigned compensatory mitigation for one permit this review period and reassessed impacts and recovery for several more sites. Plaquemines is operating an absolutely first rate LCP in every regard. Ms. Kimble has transformed the Plaquemines LCP into the bellwether of excellence for Louisiana parish Local Coastal Programs.

St. Bernard Parish

The St. Bernard Parish periodic review meeting was held on November 10, 2014 in Chalmette, Louisiana. Mr. William McCartney, Coastal Program Administrator, represented the parish. Charles Reulet, Sara Krupa and Jon Truxillo represented OCM. There were no members of the public in attendance and no public comments were received.

Action Items from Previous Periodic Reviews: 2008/2010 and 2010/2012

The two year periodic review for the time period 2008/2010 found the St. Bernard Local Coastal Management Program to be only marginally consistent with the State's Program. The St. Bernard Coastal Management Program was found to need more coordination with the State OCM in order to receive additional training and assistance to obtain an acceptable level of consistency as part of the Louisiana Coastal Resources Program (LCRP). The state specifically required that:

St. Bernard works with OCM to develop and/or refine the program's specific permitting processes and protocols.

St. Bernard Parish provides proper documentation of their program operation to the State as required by their operating contract, state and federal law.

St. Bernard Parish insures that they are represented at all quarterly meetings and that their representative(s) arrive on time.

The 2010/2012 review concluded that St. Bernard made significant progress on all of these items and recommended that the parish continue its improvement in all areas of program operation.

Recommended Action Items: St. Bernard Parish needs to continue to improve on supplying adequate documentation to the state on both contract deliverables and application and authorization data. St. Bernard Parish LCP needs to continue coordination and training with OCM in order to ensure their program is effective and consistent with its program document and the state program.

St. Bernard Parish has continued to improve in all areas of program operation this review period and is to be commended as the most improved Louisiana Coastal Resources Management Program.

Parish Requests

St. Bernard states they could not be more satisfied with the assistance that is offered by OCM staff and their willingness to train parish personnel and assist with program operations. The parish requested that one-on-one training with State OCM personnel on proper LCP protocols and processes continue. OCM will comply with this request. Parish personnel also expressed they would like to see electronic submission of code sheet protocols established. OCM continues to work on electronic code sheet submission protocols and hopes to begin implementation of preliminary protocols by the beginning of 2015.

Program Administration

The operation of the St. Bernard LCP during the 2012/2014 review period was consistent with and effective in achieving its program objectives. Mr. William McCartney fulfills the role of LCP Administrator. Previously, the supervisors he reported to were Dr. Jerry Graves; Chief Administrative Officer for St. Bernard Parish Government (SBPG), and Candace Watkins, the Director of Community Development, and after Ms. Watkins, Michael Albert who became the Director of Community Development for SBPG. All of these people left parish government and there is no longer a direct supervisor for Coastal Program Management. While the supervisory level of the parish has changed, this is not crucial for the continued operation of the program. William McCartney has been running the LCP for six years and has been the person that is responsible for the daily activities of the St. Bernard Parish Program. He is also the Certified Floodplain Manager (CFM) and the building permit official for the largest geographic region of St. Bernard Parish. He additionally has grant administration responsibilities and project management duties. He also serves as the liaison between the St. Bernard Parish Council, the Economic Development Foundation and the St. Bernard Parish Administration. St. Bernard Parish has an active CZM advisory committee.

Program Processes and Permit Issues

St. Bernard Parish has appropriate mitigation, appeals and enforcement provisions in place. St. Bernard Parish also has proper violation, enforcement and monitoring protocols in place. There were no new ordinances promulgated this period; however, this review period St. Bernard Parish updated and modernized their LCP Programmatic Document. The parish permits inspectors conduct inspections of

permitted activities for compliance; the parish is following proper public notice procedures. St. Bernard states that there is a process for monitoring permit activity completion and adherence to permit conditions, should the need arise and welcomes more training and assistance from OCM in these areas. St. Bernard states they did not have any problems with state concern comments or OCM response this period. The parish did not have any concerns regarding coordination with OCM or other state or federal agencies.

St. Bernard did not issue any permits that required mitigation this review period. They performed an assessment for one application that was withdrawn. They also did correct a situation where mitigation was not required and should have been from an activity occurring last review period. The parish conducted vegetative plantings this review period to compensate for the habitat loss from the previous period's incorrectly permitted activity. The program did not have any state referred enforcement cases this review period.

The parish is not currently utilizing the LCUP process to include nonpoint source pollution prevention BMPs but welcomes OCM assistance in this area. They would also like additional instruction on the proper process to achieve and record the avoidance and minimization of wetland habitat impacts. The parish also requested assistance with basis of decision documentation procedures.

Overall, St. Bernard Parish has shown improvement this review period in program processes and permit issues. There is still some additional improvement capacity in the program. There has been substantial improvement in the timely submission of contract requirements and deliverables. Contract deliverables are better prepared and on time. There is still some work to be done on the correctness and timeliness of permit review, issuance and documentation. OCM will continue coordination and individual instruction with parish personnel.

Recommended Action Item: St. Bernard Parish LCP should continue coordination with OCM in order to ensure their program is effective and consistent with its program document and the state program.

Quarterly Meetings and Additional Items

St. Bernard attended all quarterly meetings this review period. St. Bernard did not have any suggestions for quarterly meeting topics, is not conditioning permits with nonpoint source pollution conditions and has no marinas participating in the Louisiana Clean Marina Program. The parish is content with the LCP handbook on-line.

Permit Decisions

St. Bernard Parish's permit decisions have been consistent with the state program and its programmatic document. St. Bernard Parish is following the coastal use guidelines and the parish LCP document when permitting applications for activities in the parish. St. Bernard Parish has continued to improve in all areas of program operation this review period and is to be commended as the most improved Louisiana Coastal Resources Management Program.

St. James Parish

The St. James Parish periodic review meeting took place on November 6, 2014 in Convent, Louisiana. Mr. Jody Chenier, St. James Director of Operations, and Ms. Hope Borne, St. James Executive Parish Secretary, represented the parish. Sara Krupa and Jon Truxillo represented OCM. No members of the public attended and no public comments were received.

Action Items from Previous Periodic Review 2010/2012

OCM had no action items from the previous periodic review period. OCM congratulated St. James on running an excellent Local Coastal Program. The 2010/2012 periodic review could not identify one single program deficiency and pointed out many areas where the St. James Program excelled.

Parish Requests

St. James is satisfied with OCM assistance. The parish wishes that impacts to wetlands in St. James Parish could be mitigated within the parish itself. St. James Parish states that since the last review period the parish has met with their federal delegation to address the concerns on wetlands mitigation costs and the lack of beneficial use of dredged material. St. James is concerned about these issues but realizes that OCM has restricted influence on these concerns. The Federal and State governments should work closer with the local programs to help identify and create mitigation areas and banks within each coastal zone parish. OCM is assisting St. James in the development of a St. James Parish mitigation bank. Parish personnel also expressed they would like to see electronic submission of code sheet protocols established.

Program Administration

The operation of the St. James LCP during the 2012/2014 review period was consistent with and effective in achieving its program objectives. The St. James Parish Coastal Zone Management program is administered by Mr. Jody Chenier, who is the Director of Operations for the parish. Mr. Chenier was assisted for many years by Ms. Joan Louque, Administrative Assistant. Ms. Louque retired shortly before the review meeting. Ms. Hope Borne is the new Executive St. James Parish Secretary. Ms. Deirdra Bradford answers all office phone calls and distributes messages to Mr. Chenier. She also sends out the monthly meeting notices and packages and receives all correspondence and distributes them to the responsible party.

Mr. Chenier is the Director of Operations for St. James Parish. His duties include oversight of all activities involving roads, bridges, building maintenance, construction, drainage, solid waste, utilities (gas and water), and permitting and planning. Mr. Chenier develops all CZM activities and prepares materials for the monthly meetings. Mr. Donadieu is the Permitting and Planning Supervisor responsible for conducting all field inspections and verifying compliance with permitted activities. His job duties include the issuance of all building permits within the unincorporated areas of the parish. There have been no changes to the St. James Parish Coastal Zone Program since 2012. The parish does plan to introduce minor changes and modifications in regards to the local coastal use permit fees next year.

The CZM Advisory Committee is composed of eight members – one member from each Council District and one member appointed by the St. James Parish President. The members are appointed by the St.

James Parish Council and serve at the pleasure of the St. James Parish Council. The Committee meets on the last Wednesday of every month at 5:00 p.m. in the Convent Courthouse.

The St. James CZM Advisory Committee has the following duties:

1. Review and comment on any rules and regulations relative to coastal resource management;
2. Review and comment on permit applications;
3. Issue, deny, or modify permits issued by the Office of the Parish President;
4. Inspect and/or investigate conditions relating to the Coastal Zone Program; and
5. Review and recommend to the Council any modifications to the Coastal Zone Program.

The parish adopted a land use ordinance to regulate development within the parish. The ordinance requires that the local CZM Advisory Committee issues and/or comments on any and all permits that are within the St. James Parish Coastal Zone. The Committee must review and comments on all permit applications that do not conform to the allowable land use as provided for in the ordinance. Increased coastal resiliency is one smart-growth, development advancement consequence from the ordinance.

Program Processes and Permit Issues

The parish reviews all permit applications received and makes a decision as to whether the activity is of State or local concern. All State concern projects are submitted to the local CZM Committee for their comments. These comments are submitted to the State within 30 days. The parish does not have issue with OCM response to parish comments and states that OCM responses are always appropriate. All local concern projects follow the guidelines established in the parish coastal zone ordinance, include proper public notices.

The parish conducts regular inspections of all permitted activities to insure compliance with permit conditions. The Parish Permitting and Planning Supervisor is responsible for investigating permitted activities and final inspections of completed projects. Inspections include a routine checklist, examination of specialized provisions in the permit, photographs, and notes or other documentation developed during the permit process. Also, the Local Administrator promptly takes whatever investigatory action is necessary in order to ascertain whether or not an activity is un-permitted and violation does in fact exist.

When State or local officials become aware of a possible violation, they contact the Local St. James Parish Administrator. A letter of warning is sent and describes the observations of the inspector, identifies the corrective actions that may be taken to come into compliance, provides a date by which the corrective actions must be made, and identifies the provisions of the coastal zone management program in violation. When a violation does not exist, the Local Administrator informs the agency official who made the referral of such in writing. Should compliance fail to be achieved – considering the gravity of the violation and the actor’s compliance history – the violation may be deemed either non-compliant or significantly non-compliant. All comments by Federal and State agencies are coordinated by Mr. Jody Chenier. There were no state referred enforcement activities this review period. All applications that require one year growing season inspections are kept in the active file that is monitored the Mr. Chenier and require before and after photography. The parish, through a recently

adopted land use ordinance, comments and documents all decisions by the CZM Advisory Committee. Those decisions are kept in the parish CZM program files and serve as the file's basis of decision document. The parish does not use the LCUP process for nonpoint source pollution prevention. The parish assessed and assigned the appropriate compensatory mitigation for one permit authorization this review period. All appropriate documentation and contract deliverables are provided to OCM on local permit decisions in an exemplary manner.

Quarterly Meetings and Additional Items

St. James Parish LCP is well represented at local coastal quarterly meetings and other IA sponsored programs. The parish suggested that a topic for a quarterly meeting could be establishing public mitigation banks or areas. The parish does not have any operating marinas for inclusion in the Louisiana Clean Marina Program.

Permit Decisions

St. James Parish's permit decisions have been consistent with the state program and its programmatic document. St. James Parish is following the coastal use guidelines and the parish LCP document when permitting applications for activities in the parish. St James is operating a very commendable program and it has always consistently done so.

St. Tammany Parish

The St. Tammany Parish periodic review meeting was held November 13, 2014 in Covington, Louisiana. Mr. David Brunet, Environmental Program Manager and Coastal Zone Management Administrator, represented the St. Tammany Local Coastal Program. The St. Tammany LCP is housed within the St. Tammany Engineering Department. Charles Reulet and Jon Truxillo represented the OCM. There were no members of the public in attendance and OCM received one written comment. The OCM field biologist recently assigned to an area incorporating St. Tammany commented that there were issues with some problematic enforcement cases that had been ongoing from before Mr. Brunet took over LCP management. Mr. Brunet, Mr. Craig LeBlanc, OCM Field Biologist, and Mr. Truxillo performed field inspections at these sites shortly after the periodic meeting and are working successfully together to resolve these cases.

Action Items from Previous Periodic Review 2010/2012

OCM had no action items from the previous periodic review period. OCM congratulated St. Tammany on running an excellent Local Coastal Program. The 2010/2012 periodic review could not identify one single program deficiency and pointed out many areas where the St. Tammany Parish Program excelled.

Parish Requests

St. Tammany would like for OCM to provide information on procedures for field investigations and one year growing season re-inspection, additional nonpoint pollution prevention permit conditions and basis of decision document preparation assistance. OCM will continue to provide this information on these and similar topics through: individual training sessions, at the quarterly meetings, as well as through

other avenues like emails, special classes, etc. St. Tammany responded that they are satisfied with the response they get to requests for state information and assistance. They had no request for change in this area.

Program Administration

The operation of the St. Tammany Parish LCP during the 2012/2014 review period was consistent with and effective in achieving its program objectives. Mr. Dan Bond, Environmental Specialist, who previously handled the administration of the parish's LCP program left St. Tammany Parish Government employment this review period. Mr. Brunet is the now primary contact for the parish with regard to day to day permit processing, reporting, inspection enforcement, and program planning. In addition to administering the LCP program, Mr. Brunet oversees all of the environmental permitting for St. Tammany Parish, oversee all coastal restoration efforts and coordinates with other state and federal agencies regarding environmental research and other environmental concerns. St. Tammany does not have a CZM committee. St. Tammany Parish did not comment on many state concern permits this review period but plans to increase comments in the future. There were no circumstances where they felt their comments were not adequately addressed.

St. Tammany Parish adopted a new parish ordinance this period in coordination with and as part of OCM's five year 309 hazards and resiliency strategy. The new ordinance recently passed by the parish council requires any new roads constructed within the parish coastal zone to be constructed at an elevation of at least 6.0 MSL. This new ordinance increases the safety and resiliency of development in the coastal zone, improves emergency response capabilities in these areas, and reduces maintenance costs long term.

Program Processes and Permit Issues

The St. Tammany Parish LCP follows their program document and the state guidelines in program operation and permit review. Few applications proceeded into individual CUPs; most were issued as exempts and NDSIs. Many of the permits occur in upland type habitats and are exempt because of the enabling state legislation. The program has excellent coordination with all federal, state and local agencies. The parish has violation, enforcement and monitoring protocols in place. They do not yet have a process for re-inspection of one year growing season conditions but plan to incorporate the new process OCM is currently developing. All applications (exempt, NDSI, CUP) are required to show details regarding the best management practices (BMPs) storm water runoff plans implemented to address non-point source pollution. St. Tammany Parish LCP is the local program front runner in this process and shows impressive innovation for the other LCPs to emulate.

All local concern applications that require an individual permit are placed on 30 day notice in the St. Tammany Parish Journal and a copy of the application is posted at the project site. St. Tammany is publishing permit decisions as well. All determinations are reported promptly to the state using proper documentation this report period. St. Tammany has been following the process to avoid and minimize impacts from permitted activities. They have not developed a basis of decision documentation process and have requested OCM assistance in doing so. St. Tammany's mitigation assessments and the assigned mitigation are always appropriate and correctly documented. St. Tammany assessed impacts

and assigned the appropriate mitigation for three authorizations this report period. St. Tammany finds the electronic LCP handbook very useful, but did suggest that OCM make the link on our web site more prominent. OCM has done so. Contract deliverables and permit documentation were submitted in a satisfactory manner. St. Tammany Parish traditionally operates an exceptionally well run and innovative program.

Quarterly Meetings and Additional Items

St. Tammany LCP attended all quarterly meetings, symposiums and training sponsored by OCM this review period. They actively participated and were very helpful in suggesting and presenting topics for meetings. They offered no new topics at the review meeting however. Coastal restoration projects partnership agreements are numerous with local, state and federal agencies and include: Bayou Bonfouca Marsh Creation Project with USFWS and Bayou Chinchuba/Cypress Bayou Retention Pond Planting Projects with the LSU Ag-Center. The parish has four Louisiana Clean Marina participants and is actively encouraging more marinas to participate.

Permit Decisions

St. Tammany Parish's permit decisions have been consistent with the state program and its programmatic document. St. Tammany Parish is using the coastal use guidelines and the St. Tammany document when permitting applications. St. Tammany assessed impacts and assigned the appropriate mitigation for three authorizations this report period. St. Tammany referred four enforcement issues to the state during this reporting period. The St. Tammany Program remained the front runner of the latest innovation and implementation procedures, expanding the boundaries of achievement in excellent coastal management this review period.

Terrebonne Parish

The Terrebonne Parish review was held on November 20, 2014 in Houma, Louisiana. Mr. James Miller, Terrebonne Parish Permits Coordinator, Mr. Nicholas Matherne, Director of Coastal Restoration and Preservation, and Ms. Vicki Summers, Administrative Secretary represented the parish. Charles Reulet, Sara Krupa and Jon Truxillo represented OCM. There were no public comments received and no members of the public present.

Action Items from Previous Periodic Review 2010/2012

Terrebonne LCP had one Required Action Item from the 2010/2012 review period.

Terrebonne Parish must ensure that all permit decisions are placed on public notice. The 10 day time period for appeals does not begin until permit decision are placed on public notice. Terrebonne was under the impression that they had not fulfilled this requirement; however, during the meeting discussion they revealed that Terrebonne Parish Council minutes are published and Parish Council minutes include a list of issued parish LCP authorizations. This means they have in fact fulfilled the requirement.

Parish Requests

For the most part, Terrebonne Parish Consolidated Government (TPCG) continues to be very satisfied with the assistance provided from the state. However, one specific change requested to be made on the state level is the way Local Coastal Program documentation is submitted to the state: “Terrebonne LCP currently mails physical copies of Permit Coding Sheets, Impacted Habitat Forms, Habitat Benefit Forms, Terrebonne Parish Coastal Impact Certificates, and any other correspondence or documentation to the OCM, which, in turn, scans those hard copies onto the state’s permit database. TPCG has wasted much paper and postage through this process over the years. For parishes that have the capabilities to scan documents, the State of Louisiana should provide the means for these parishes to digitally upload to the OCM database all documentation that would normally have been copied and mailed under the current procedures.”

OCM will soon be implementing an improved electronic data submission system and has also submitted requests to LDNR information technology section to include direct electronic access to the data base for the 10 LCPS. TPCG was very excited to learn of this.

The parish also requested more guidance with the coastal nonpoint source pollution conditions for LCUPs and basis of decision document assistance. This information is being prepared for the parish programs.

Program Administration

The operation of the Terrebonne LCP during the 2012/2014 review period was consistent with and effective in achieving its program objectives. The Director of Coastal Restoration & Preservation is Mr. Nicholas Matherne. Mr. Matherne oversees the operation of the TPCG Department of Coastal Restoration & Preservation, including management of the permit review, processing, and issuance procedures; management of the TPCG Christmas Tree Recycling Program; monitoring of TPCG mitigation projects; coordination of efforts between TPCG, the U.S. Army Corps of Engineers (COE), OCM, Louisiana Coastal Protection & Restoration Authority (CPRA), Louisiana Department of Wildlife & Fisheries (LDWF), and local landowners to increase the amount of material dredged by COE used beneficially to restore lost wetland habitat; coordination of efforts in securing funding for coastal protection and restoration projects through various sources, including the Coastal Wetlands Planning, Protection and Restoration Act (CWPPRA), the Coastal Impact Assistance Program (CIAP), the Gulf of Mexico Energy Security Act (GOMESA), the North American Wetlands Conservation Act (NAWCA), the Louisiana Coastal Restoration Trust Fund, and various funding sources related to the 2010 Macando Incident, including, but not limited to the Natural Resources Damage Assessment (NRDA) and the Clean Water Act, directed by the Resources and Ecosystems Sustainability, Tourist Opportunities and Revived Economies of the Gulf Coast Act of 2012 (RESTORE Act).

Coastal Zone Management (CZM) Permits Coordinator: James Miller—Mr. Miller directly implements the review, processing, and issuance of Local Coastal Use Permits and TPCG Coastal Impact Certificates for the department. Mr. Miller prepares and submits contract deliverables including parish application and authorization data. Mr. Miller is supervised by Mr. Matherne.

Administrative Secretary: Vicki Summers—Ms. Summers manages the correspondence and organization of the department, preparing permits, certificates, and letters for distribution, serves as secretary for the TPCG CZM & Restoration Advisory Committee meetings (preparing agendas and recording minutes), and processes all payments to and from the department. Terrebonne has a CZM committee that serves in an advisory capacity.

Program Processes and Permit Issues

Terrebonne Parish did not adopt any new coastal ordinances this period. Terrebonne currently utilizes the calendar feature of Microsoft Outlook to follow-up with any permit conditions, conducting field investigations, when applicable. They are currently working with the TPCG Office of Homeland Security and Emergency Preparedness to purchase and operate a quad-copter drone for the most accurate time-spaced aerial photography practicable. They review all state concern applications within the parish and comment when deemed appropriate or upon the CZM Advisory Committee's suggestion. They have been satisfied with OCM's response to their comments.

All local concern applications determined to be CUPs are subject to a 30-day public comment period after being published in the official parish journal. They also utilize the outlook calendar feature for notification of one growing season condition re-inspection requirements. Terrebonne requires the applicant to provide pre- and post-construction ground photography of sites when a growing season condition is applied. In the near future, however, they hope to utilize the high-definition photo and video capabilities of the quad-copter drone to ensure the most accurate photographic and video comparisons can be made of pre- and post-construction site conditions.

Best management practices for coastal nonpoint source pollution issues are covered under the blanket of the TPCG Code of Ordinances. Terrebonne requests OCM provide them general language that could be inserted into LCUP permits to further assist with this issue. Terrebonne implements the general "rule" of avoiding or minimizing impacts before allowing mitigation to become an option when reviewing Local Coastal Use Permits. They have not yet included a Basis of Decision Document in the permit files, and would appreciate assistance OCM will provide in this area.

Terrebonne Parish has done an unsatisfactory job of submitting permit documentation, conservation plan reporting and contract deliverables this review period. Careful attention should be taken filling out the data for the code sheets as there are numerous errors. Reported habit impact information is frequently erroneous, authorization and withdrawal dates are habitually omitted and incorrect coding is commonly utilized.

Necessary Action Item: Terrebonne Parish must take the proper care to ensure quality control of their parish's permit application and authorization data submission. OCM will carefully monitor adherence to this item and will develop additional corrective procedures should it evidence as necessary.

Quarterly Meetings and Additional Items

The Terrebonne LCP is present and active at the local coastal quarterly meetings, workshops and other training classes. Terrebonne Parish actively participates and suggests topics for future meetings. Terrebonne works diligently to partner with state, federal, local, commercial, and non-profit entities

whenever possible to maximize restoration project funding potential. The parish is very active in coastal restoration as evidenced by their establishment of a parish restoration program and has the most Louisiana Clean Marinas of any parish in Louisiana's coastal zone. They currently have 7 marinas participating in the Clean Marina Program. Terrebonne hopes to reach out to two more marinas to certify in the coming months and appreciate all the assistance OCM and Louisiana Sea Grant Law and Policy Program have provided in this effort.

Permit Decisions

Terrebonne Parish's permit decisions have been consistent with the state program and its programmatic document. Terrebonne assessed impacts and assigned the appropriate mitigation for three authorizations this report period and had two state referred enforcement matters. Overall Terrebonne Parish is running a very commendable program with the exception of sending the proper contract deliverables of permit application and authorization data records.